



IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Serial No.: 10/749,907
Confirmation No.: 1430
Applicant: van de Zande *et al.*
Filed: December 30, 2003
Group Art Unit: 1648
Examiner: Chen, S.
Title: Novel avian reoviruses capable of immediate growth on Vero cells
Attorney Docket: I-2002.028 US C1

March 1, 2006

INFORMATION DISCLOSURE STATEMENT PURSUANT TO 37 CFR 1.97(b)

Commissioner of Patents
P.O. Box 1450
Alexandria, VA 22313-1450

Sir/Madam:

The attention of the Patent and Trademark Office is hereby directed to the documents listed on the attached Form PTO-SB-08A and PTO-SB-08B. One copy of each of these documents is attached.

This Information Disclosure Statement is being submitted before the mailing of a first office action after the filing of a request for continued examination under 37 C.F.R. § 1.114. Accordingly, no fee is needed. 37 C.F.R. § 1.97(b)(4).

The Examiner's attention is directed to Applicants' copending application, van de Zande *et al.*, U.S.S.N. 10/526,706, having an international filing date of October 9, 2003, which is cited in the attached form PTO/SB/08B. U.S.S.N. 10/526,706 is the U.S. National Phase entry

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Information Disclosure Statement
Attorney Docket No: I-2002.028 US C1

under 35 U.S.C. § 371 of International Application No. PCT/US03/31901, filed on October 9, 2003, and published as WO 2004/032959 on April 22, 2004, which is cited on the attached form PTO/SB/08A. It is noted that the specifications and claims as published in WO 2004/032959 are identical to the specification and pending claims of 10/526,706. Applicants' captioned application is a continuation of International Application No. PCT/US03/31901. Applicants also note that an Image File Wrapper has not yet been created for U.S.S.N. 10/526,706. U.S.S.N. 10/526,706 will have (or has) entered the national phase after June 30, 2003, and it is expected that an Image File Wrapper will be created for this application.

The Examiner's attention is also directed to U.S. Patent No. 6,951,650, which is cited in the attached form PTO/SB/08A. A copy of the prosecution history correspondence to and from the U.S.P.T.O. for this patent is provided in the attached form PTO/SB/08B.

The above information is presented so that the Patent and Trademark Office can determine any materiality thereof to the claimed invention. It is respectfully requested that the information be expressly considered during the prosecution of this application.

Applicants do not believe that any other fee is due in connection with this filing. If, however, Applicants do owe any such fee(s), the Commissioner is hereby authorized to charge the fee(s) to Deposit Account No. 02-2334. In addition, if there is ever any other fee deficiency or overpayment under 37 C.F.R. §1.16 or 1.17 in connection with this patent application, the Commissioner is hereby authorized to charge such deficiency or overpayment to Deposit Account No. **02-2334**.

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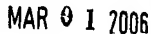
Applicants submit that this application is in condition for allowance, and request that it be allowed. The Examiner is requested to call the Undersigned if any issues arise that can be addressed over the phone to expedite examination of this application.

Respectfully submitted,



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Approved for use through 07/31/2006. OMB 0651-0031

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(Use as many sheets as necessary)

of	1
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Application Number	10/749,907
Filing Date	December 30, 2003
First Named Inventor	van de ZANDE et al.
Art Unit	1648
Examiner Name	Stacy Brown Chen
Attorney Docket Number	I-2002.028 US C1

[illegible]

FOREIGN PATENT DOCUMENTS						
Examiner Initials*	Cite No. ¹	Foreign Patent Document	Publication Date MM-DD-YYYY	Name of Patentee or Applicant of Cited Document	Pages, Columns, Lines, Where Relevant Passages Or Relevant Figures Appear	T ⁶
		Country Code ³ *Number ⁴ *Kind Code ⁵ (if known)				
		EP 1 024 189 A1	08-02-2000	Azko Nobel N.V.		
		EP 0 101 348 A2	02-22-1984	Univ. of Georgia...		
		EP 0 687 728 A2	12-20-1995	Akzo Nobel N.V.		
		CA 2 297 345 A1	07-29-2000	Akzo Nobel N.V.		
		WO 2004 032959 A2	04-22-2004	Akzo Nobel N.V.		

Date Considered	
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This collection of information is required by 37 CFR 1.97 and 1.98. The information is required to obtain or retain a benefit by the public which is to file (and by the USPTO to process) an application. Confidentiality is governed by 35 U.S.C. 122 and 37 CFR 1.14. This collection is estimated to take 2 hours to complete, including gathering, preparing, and submitting the completed application form to the USPTO. Time will vary depending upon the individual case. Any comments on the amount of time you require to complete this form and/or suggestions for reducing this burden, should be sent to the Chief Information Officer, U.S. Patent and Trademark Office, P.O. Box 1450, Alexandria, VA 22313-1450. DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS. SEND

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Substitute for form 1449/PTO INFORMATION DISCLOSURE STATEMENT BY APPLICANT <i>(Use as many sheets as necessary)</i>		Complete if Known	
		Application Number	10/749,907
		Filing Date	December 30, 2003
		First Named Inventor	van de ZANDE et al.
		Art Unit	1648
		Examiner Name	Stacy Brown Chen
Sheet 1	of 2	Attorney Docket Number	I-2002.028 US C1

NON PATENT LITERATURE DOCUMENTS			
Examiner Initials*	Cite No. ¹	Include name of the author (in CAPITAL LETTERS), title of the article (when appropriate), title of the item (book, magazine, journal, serial, symposium, catalog, etc.), date, page(s), volume-issue number(s), publisher, city and/or country where published.	T ²
		REKIK, M.R. et al.: "Serological and Pathogenic Characterization of Avian Reoviruses Isolated in Quebec" Biological Abstracts 93(4): 42145 (1991)	
		VAN DER HEIDE, L. et al: "Viral Arthritis/Tenosynovitis: A Review" Avian Pathology, 1977, 6: 271-284, XP002116194	
		PATRICK, M. et al: "Generation and Genetic Characterization of Avian Reovirus Temperature-Sensitive Mutants" Virology, 2001, 284: 113-122	
		KAPCZYNSKI, D.R. et al: "Sequence Analysis of the S3 Gene from a Turkey Reovirus" Virus Genes, 2002, 25:1, 95-100	
		JONES, R.C. "Avian reovirus infections" Revue Scientifique Et Technique (2000) 19:2, 614-625	
		ROSENBERGER, J.K. et al: "In Vitro and In Vivo Characterization of Avian reoviruses..." Avian Diseases, 1989, 33: 535-544	
		NERSESSIAN, B.N. et al: "Antigenic comparisons of selected avian reoviruses by use of the plaque-reduction neutralization assay" Am J Vt Res, Sept. 1989, 50:9, 1475-1480	
		Communications filed by Applicant in U.S. application 09/493,484, filed January 28, 2000 (inventor: van Loon, A.A.W.M.)	
		Communications issued by the U.S. Patent and Trademark Office in application 09/493,484, filed January 28, 2000 (inventor: van Loon, A.A.W.M.)	
		van de Zande, et al., U.S.S.N. 10/526,706, International filing date: October 9, 2003.	

Examiner Signature		Date Considered	
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*EXAMINER: Initial if reference considered, whether or not citation is in conformance with MPEP 609. Draw line through citation if not in conformance and not considered. Include copy of this form with next communication to applicant.

¹ Applicant's unique citation designation number (optional). ² Applicant is to place a check mark here if English language Translation is attached. This collection of information is required by 37 CFR 1.98. The information is required to obtain or retain a benefit by the public which is to file (and by the USPTO to process) an application. Confidentiality is governed by 35 U.S.C. 122 and 37 CFR 1.14. This collection is estimated to take 2 hours to complete, including gathering, preparing, and submitting the completed application form to the USPTO. Time will vary depending upon the individual case. Any comments on the amount of time you require to complete this form and/or suggestions for reducing this burden, should be sent to the Chief Information Officer, U.S. Patent and Trademark Office, P.O. Box 1450, Alexandria, VA 22313-1450. DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS. SEND TO: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450.

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Substitute for form 1449/PTO INFORMATION DISCLOSURE STATEMENT BY APPLICANT <i>(Use as many sheets as necessary)</i>		Complete if Known	
		Application Number	10/749,907
		Filing Date	December 30, 2003
		First Named Inventor	van de ZANDE et al.
		Art Unit	1648
		Examiner Name	Stacy Brown Chen
Sheet 2	of 2	Attorney Docket Number I-2002.028 US C1	

NON PATENT LITERATURE DOCUMENTS			
Examiner Initials*	Cite No. ¹	Include name of the author (in CAPITAL LETTERS), title of the article (when appropriate), title of the item (book, magazine, journal, serial, symposium, catalog, etc.), date, page(s), volume-issue number(s), publisher, city and/or country where published.	T ²
		van Loon et al., "Isolation of a New Serotype of Avian Reovirus Associated with Malabsorption Syndrome in Chickens" Veterinary Quarterly, 23: 129-133 (2001).	

Examiner Signature		Date Considered	
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*EXAMINER: Initial if reference considered, whether or not citation is in conformance with MPEP 609. Draw line through citation if not in conformance and not considered. Include copy of this form with next communication to applicant.

1 Applicant's unique citation designation number (optional). 2 Applicant is to place a check mark here if English language Translation is attached.

This collection of information is required by 37 CFR 1.98. The information is required to obtain or retain a benefit by the public which is to file (and by the USPTO to process) an application. Confidentiality is governed by 35 U.S.C. 122 and 37 CFR 1.14. This collection is estimated to take 2 hours to complete, including gathering, preparing, and submitting the completed application form to the USPTO. Time will vary depending upon the individual case. Any comments on the amount of time you require to complete this form and/or suggestions for reducing this burden, should be sent to the Chief Information Officer, U.S. Patent and Trademark Office, P.O. Box 1450, Alexandria, VA 22313-1450. DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS. SEND TO:

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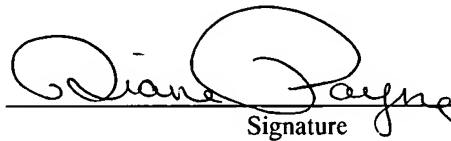
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Applicant: van de ZANDE *et al.*
Serial No: 10/749,907
Customer No.: 31846
Attorney Docket: I-2002.028 US C1

Receipt acknowledged of the following documents in the above-identified application:

RCE PTO Form SB30 (1 page)
Duplicate copy of RCE Form SB30 (1 page)
Amendment and Reply to Office action of November 2, 2005 (16 pages)
IDS Statement and Transmittal (3 pages)
IDS PTO 08A (1 page)
IDS PTO 08B (2 pages)
Cited References (15 references)
Self-addressed stamped postcard (1)